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**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION**

IN RE: FACEBOOK, INC. CONSUMER PRIVACY USER PROFILE LITIGATION,

This document relates to:

ALL ACTIONS

CASE NO. 3:18-MD-02843-VC

**DECLARATION OF DEBORAH STEIN IN
SUPPORT OF FACEBOOK, INC.'S
STATEMENT IN SUPPORT OF
PLAINTIFFS' ADMINISTRATIVE
MOTION TO CONSIDER WHETHER
ANOTHER PARTY'S MATERIALS
SHOULD BE SEALED**

DECLARATION OF DEBORAH STEIN IN SUPPORT OF FACEBOOK, INC.'S STATEMENT IN SUPPORT OF
PLAINTIFFS' ADMINISTRATIVE MOTION TO CONSIDER WHETHER ANOTHER PARTY'S MATERIALS
SHOULD BE SEALED

CASE No 3:18-MD-02843-VC

1 I, Deborah Stein, hereby declare as follows:

2 1. I am a partner at the law firm of Gibson, Dunn & Crutcher LLP, counsel of record for
3 Facebook, Inc. (“Facebook”) in the above-captioned matter. I am a member in good standing of the
4 State Bars of California and New York. I submit this declaration in support of Facebook’s Statement
5 in Support of Plaintiffs’ Administrative Motion to Consider Whether Another Party’s Materials Should
6 Be Sealed. I make this declaration on my own knowledge, and I would testify to the matters stated
7 herein under oath if called upon to do so.
8

9 2. Attached as **Exhibits 1-A and 2-A** are true and correct **unredacted** copies of the depo-
10 sition transcripts of David Miller and Michael Fahey.

11 3. Attached as **Exhibits 1-B and 2-B** are true and correct **redacted** copies of the deposition
12 transcripts of David Miller and Michael Fahey.
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14 4. Attached as **Exhibits 105-A and 105-B** are true and correct **unredacted** and **redacted**
15 copies, respectively, of the deposition transcripts of Simon Cross, previously filed at Dkts. 1038-8 and
16 1038-16.

17 5. Facebook proposes redacting confidential information regarding its data systems and
18 Facebook’s proprietary video technology, data tracking, and data storage and processing practices.¹
19 How Facebook stores, manages, tracks, preserves, deletes, and processes data and video content for
20 billions of users across its data systems are key components of its business that set it apart and ahead
21 of its competitors. I understand that, if publicly disclosed, Facebook’s competitors could take ad-
22 vantage of this information to improve their own methods for managing high volumes of user data or
23 video, or for tracking and storing user data or video metrics across data systems, to Facebook’s com-
24 petitive disadvantage. Hackers and other bad actors also could use this information to better understand
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27 ¹ Miller Dep. Tr. at 115:1-116:9, 116:19-117:7, 117:9-22; Fahey Dep. Tr. at 28:25-30:1, 82:9-13, 16-
28 21; Ex. 105 (See Dkt. 1046-2, listing specific redactions for Cross transcript).

Facebook's data and video systems and target specific repositories of data, potentially harming both Facebook and its users.

6. Facebook proposes redacting confidential and competitively sensitive information regarding its business programs, strategies, decisions, and partners.² This information also includes confidential strategic discussions regarding Facebook's existing and potential future business models and strategies, as well as confidential information regarding the identities of and negotiations with entities with which I understand Facebook has a business relationship. I am informed and believe that, if publicly disclosed, this information could harm Facebook's relationships with these entities and undercut Facebook's ability to negotiate with competitors of these entities. I am further informed and believe that public disclosure of confidential information regarding Facebook's business models could allow Facebook's competitors to use this information developed at Facebook's expense to improve or develop their own competing techniques, to Facebook's competitive disadvantage. Additionally, I am informed and believe that public disclosure of confidential information regarding Facebook's business strategies could allow Facebook's competitors to copy these strategies, developed at Facebook's expense, to more effectively compete with Facebook.

7. Facebook proposes to seal confidential information regarding Facebook's privacy and platform policy enforcement practices, including Facebook's decision-making process for evaluating apps and developers that may be violating its policies.³ I understand that public disclosure of details regarding Facebook's policy-enforcement efforts would reveal confidential information regarding Facebook's internal operations that could be used by bad actors to attempt to circumvent and evade Facebook's enforcement strategies, potentially harming Facebook and its users.

² Ex. 105 (*See* Dkt. 1046-2, listing specific redactions for Cross transcript).

³ Ex. 105 (*See* Dkt. 1046-2, listing specific redactions for Cross transcript).

1 I declare under penalty of perjury under the laws of the United States of America that the fore-
2 going is true and correct.

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4 Executed on November 4, 2022 in Los Angeles, California.

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6 /s/ Deborah Stein

7 Deborah Stein
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